

Practitioner's Docket No. (See Attachment A)**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: (See Attachment A)

Application Number: (See Attachment A)

Application Filing Date: (See Attachment A)

Patent Number: (See Attachment A)

Patent Issuance Date: (See Attachment A)

Invention Title: (See Attachment A)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY
(37 C.F.R. § 1.27(g)(2))**

1. Applicant asserted small entity status on the applications listed on Attachment A, on the dates listed on Attachment A, by payment of the basic filing fee as a small entity (37 C.F.R. § 1.27(c)(3)).
2. Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

Beth A. Vrioni, Reg. No. 39,869

Date: August 19, 2004Beth A. Vrioni

Signature

Assignee:

Person authorized to sign on behalf of assignee

Spinal Concepts, Inc.
5301 Riata Park Court
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Austin, TX 78727

BEST AVAILABLE COPY**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a)**

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 with sufficient postage as first class mail

Date: 8/19/04

Signature

Kimberly A. Torio
Kimberly A. Torio

LIST OF PATENTS AND APPLICATIONS FOR NOTIFICATION OF LOSS OF STATUS OF SMALL ENTITY
(37 C.F.R. 1.27(c)(3))
Attachment A

| Patent No. | App No. | Status | Issue Date | Pub No. | App No. | App No. | Inventor | Recorded |
|------------|------------|---------|------------|---------|----------------|--|----------------------|--|
| 09/691279 | 10/17/2000 | Granted | 5/13/2003 | 6662040 | 5259-00100USC1 | Spinal Fixation System | Erik J. Wagner | 008359/0658 Recorded 1/21/97 |
| 09/093766 | 6/8/1998 | Granted | 10/17/2000 | 6132430 | 5259-00100USD1 | Spinal Fixation System | Erik J. Wagner | 008359/0658 Recorded 1/21/97 |
| 09/434324 | 11/4/1999 | Filed | | | 5259-00100USD2 | Method and Apparatus for Spinal Fixation | Erik J. Wagner | 008359/0658 Recorded 1/21/97, 008802/0192 Recorded 12/31/97, 014210/0603 Recorded 8/28/03 |
| 08/740123 | 10/24/1998 | Granted | 7/9/2002 | 6416515 | 5259-00100USO1 | Spinal Fixation System | Erik J. Wagner | 008359/0658 Recorded 1/21/97 |
| 08/842326 | 10/11/1997 | Granted | 7/22/2003 | 6695992 | 5259-00100USP1 | Method and Apparatus for Spinal Fixation | Erik J. Wagner | 008802/0192 Recorded 12/31/97 |
| 09/026711 | 2/20/1998 | Granted | 11/23/1999 | 5989250 | 5259-00100USP2 | Method and Apparatus for Spinal Fixation | Erik J. Wagner | 014210/0603 Recorded 8/28/03 |
| 09/805200 | 6/27/2000 | Granted | 6/10/2003 | 6676016 | 5259-00200USC1 | Adjustable Height Fusion Device | Stephen Houchschuler | 008803/0209 Recorded 11/23/98, 008756/0148 Recorded 10/14/97 |
| 09/153178 | 9/15/1998 | Granted | 6/27/2000 | 6080193 | 5259-00200USD1 | Adjustable Height Fusion Device | Stephen Houchschuler | 008803/0209 Recorded 11/23/98 |
| 08/847172 | 5/11/1997 | Granted | 4/4/2000 | 6045579 | 5259-00200USO1 | Adjustable Height Fusion Device | Stephen Houchschuler | 008756/0148 Recorded 10/14/97 |
| 08/046759 | 3/24/1998 | Granted | 11/4/2003 | 6641614 | 5259-00200USP1 | Multi-Adjustable-Height Fusion Cage | Erik J. Wagner | 009442/0848 Recorded 8/31/98 |
| 09/070116 | 4/30/1998 | Granted | 3/16/2004 | 6706070 | 5259-00200USP2 | Multi-Adjustable-Height Fusion Device | Erik J. Wagner | 009422/0963 Recorded 8/24/98 |
| 08/211887 | 12/15/1998 | Granted | 8/10/1999 | 5835133 | 5259-00500USD1 | Surgical Cable System and Method | Erik J. Wagner | 008985/0594 Recorded 2/8/98 |
| 08/211888 | 12/15/1998 | Granted | 5/21/2002 | 6391030 | 5259-00500USD2 | Surgical Cable System and Method | Erik J. Wagner | 008985/0594 Recorded 2/8/98 |
| 08/819127 | 8/26/1997 | Granted | 10/12/1999 | 5964769 | 5259-00500USO1 | Surgical Cable System and Method | Erik J. Wagner | 008985/0594 Recorded 2/8/98 |
| 09/085186 | 5/26/1998 | Granted | 4/25/2000 | 6053921 | 5259-00500USP1 | Surgical Cable System and Method | Erik J. Wagner | 008351/0189 Recorded 7/21/98, 008874/0023 Recorded 4/2/99 |
| 09/360062 | 7/23/1999 | Granted | 1/27/2004 | 6682533 | 5259-00500USP2 | Surgical Cable System and Method | Erik J. Wagner | 010396/0084 Recorded 11/22/99 |

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(37 C.F.R. 1.27(g)(3))
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| Patent No. | Filing Date | Status | Issue Date | Patent No. | App. No. | Title | Inventor | Filed Date |
|------------|-------------|---------|------------|------------|----------------|---|----------------------|--------------------------------|
| 10/036012 | 12/26/2001 | Filed | | | 5259-00600USC1 | System and Method for Stabilizing the Human Spine with a Bone Plate | Erik J. Wagner | 009450/0947 Recorded 9/11/98 |
| 08/088027 | 6/21/98 | Granted | 9/24/2002 | 6454769 | 5259-00600USP1 | System and Method for Stabilizing the Human Spine with a Bone Plate | Erik J. Wagner | 009450/0947 Recorded 9/11/98 |
| 09/095290 | 6/10/1998 | Granted | 2/29/2000 | 6030389 | 5259-00600USP2 | System and Method for Stabilizing the Human Spine with a Bone Plate | Erik J. Wagner | 009450/0959 Recorded 9/11/98 |
| 08/896281 | 7/16/1997 | Granted | 7/27/1999 | 6528243 | 5259-00700USC1 | Pedicle Probe and Depth Gauge | Richard D. Guyer | 008932/0169 Recorded 1/30/98 |
| 08/265005 | 6/23/1994 | Granted | 4/16/1996 | 6507211 | 5259-01000USC1 | Releasable Socket | Erik J. Wagner | |
| 09/159303 | 9/23/1998 | Granted | 11/14/2000 | 6146382 | 5259-01200USC1 | Occipital-Cervical Stabilization System and Method | John R. Hurbert | 0096667/0352 Recorded 12/23/98 |
| 09/070323 | 4/30/1998 | Granted | 8/8/2000 | 6099527 | 5259-01300USC1 | Bone Protector and Method | Stephen Houchschuler | 009650/0211 Recorded 11/9/98 |
| 09/059162 | 4/13/1998 | Granted | 5/16/2000 | 6063069 | 5259-02100USC1 | Side Mounted Polyaxial Pedicle Screw | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/772407 | 12/23/1996 | Granted | 7/7/1998 | 6776135 | 5259-02100USC1 | Side Mounted Polyaxial Pedicle Screw | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 09/059108 | 4/13/1998 | Granted | 10/31/2000 | 6139548 | 5259-02200USC1 | Sliding Shaft Variable Length Cross-Link Device for Use with Dual Rod Apparatus | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/549977 | 10/30/1995 | Granted | 5/19/1998 | 6752865 | 5259-02200USC1 | Sliding Shaft Variable Length Cross-Link Device for Use with Dual Rod Apparatus | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 09/070234 | 4/30/1998 | Granted | 10/5/1999 | 6961518 | 5259-02300USC1 | Polyaxial Pedicle Screw Having a Trough Bar Clamp Locking Mechanism | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |

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(37 C.F.R. 1.27(c)(3))
Attachment A

| Patent No. | Filing Date | Grant Date | Substance | Patent No. | Applicant Name | Title | Inventor | Recorded Date |
|------------|-------------|------------|-----------|------------|----------------|---|------------------|-------------------------------|
| 09/261877 | 3/4/1999 | Granted | 1/25/2000 | 6017344 | 5259-02300USD1 | Polyaxial Pedicle Screw Having a Through Bar Clamp Locking Mechanism | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/856773 | 5/15/1997 | Granted | 7/28/1998 | 5785711 | 5259-02300USO1 | Polyaxial Pedicle Screw Having a Through Bar Clamp Locking Mechanism | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/860810 | 6/23/1997 | Granted | 9/22/1998 | 5810819 | 5259-02300USP1 | Polyaxial Pedicle Screw Having a Compression Locking Rod Gripping Mechanism | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/070268 | 4/30/1998 | Granted | 12/7/1999 | 5997539 | 5259-02300USP2 | Polyaxial Pedicle Screw Having a Compression Locking Rod Gripping Mechanism | Joseph P. Errico | 009275/0021 Recorded 6/30/98 |
| 08/652891 | 3/29/1998 | Granted | 8/5/1997 | 5663763 | 5259-02600USO1 | Intervertebral Space Shape Conforming Cage Device | Joseph P. Errico | 009490/0692 Recorded 10/15/98 |
| 08/567144 | 12/4/1995 | Granted | 9/16/1997 | 5667507 | 5259-02600USO1 | Compression Locking Variable Length Cross-Link Device for Use with Dual Rod Apparatus | James P. Errico | 9490/0892 Recorded 10/5/98 |
| 08/632581 | 4/15/1998 | Granted | 1/20/1998 | 5709684 | 5259-02600USP1 | Advanced Compression Locking Variable Length Cross-Link Device | Joseph P. Errico | 9490/0892 Recorded 10/5/98 |
| 09/229297 | 1/13/1999 | Granted | 9/26/2000 | 6123707 | 5259-03000USO1 | Reduction Instrument | Erik J. Wagner | 009840/0875 Recorded 3/2/99 |
| 09/298269 | 4/23/1999 | Granted | 9/3/2002 | 6442814 | 5259-03100USO1 | Apparatus for Manufacturing a Bone Dowel | Erik J. Wagner | 010086/0138 Recorded 7/12/99 |
| 09/388964 | 8/6/1999 | Granted | 5/6/2003 | 6557226 | 5259-03100USP1 | Apparatus for Manufacturing a Bone Dowel | Erik J. Wagner | 010347/0747 Recorded 10/28/99 |
| 09/532387 | 3/22/2000 | Granted | 5/20/2003 | 6565566 | 5259-03600USO1 | Sacral Screw Assembly and Method | Erik J. Wagner | 011073/0752 Recorded 9/13/00 |

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(37 C.F.R. 1.27(c)(3))
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|------------|------------|---------|------------|----------|----------------|---|-------------------|-------------|------------------|
| 10/015206 | 11/19/2001 | Filed | | | | System and Method for Stabilizing the Human Spine with a Bone Plate | Jim Freid | 010732/0443 | Recorded 4/20/00 |
| 09/478458 | 1/6/2000 | Granted | 12/18/2001 | 6831179 | 5259-03700USO1 | System and Method for Stabilizing the Human Spine with a Bone Plate | Jim Freid | 010732/0443 | Recorded 4/20/00 |
| 09/861758 | 8/24/2001 | Granted | 9/9/2003 | 6616671 | 5259-04000USC1 | Instrument and Method for Implanting an Interbody Fusion Device | Michael E. Landry | 010765/0303 | Recorded 5/5/00 |
| 09/478923 | 1/6/2000 | Granted | 9/10/2002 | 6447512 | 5259-04000USO1 | Instrument and Method for Implanting an Interbody Fusion Device | Michael E. Landry | 010765/0303 | Recorded 5/5/00 |
| 09/755183 | 7/5/2001 | Granted | 2/25/2003 | 6524312 | 5259-04000USP1 | Instrument and Method for Implanting an Interbody Fusion Device | Michael E. Landry | 012032/0283 | Recorded 7/31/01 |
| 10/387329 | 3/11/2003 | Filed | | | 5259-04500USO1 | Instrumentation and Procedure for Implanting Spinal Implant Devices | Michael E. Landry | 014380/0261 | Recorded 8/11/03 |
| 10/387363 | 3/11/2003 | Filed | | | 5259-04500USO2 | Instrumentation and Procedure for Implanting Spinal Implant Devices | Michael E. Landry | 014403/0794 | Recorded 8/13/03 |
| 10/387361 | 3/11/2003 | Filed | | | 5259-04500USO3 | Spinal Implant Including a Compressible Connector | Michael E. Landry | 014383/0746 | Recorded 8/11/03 |
| 09/852209 | 9/12/2001 | Granted | 6/6/2004 | 6748449 | 5259-04600USO1 | Spinal Rod Translation Instrument | Robert J. Jones | 012557/0740 | Recorded 1/30/02 |
| 09/884628 | 10/6/2000 | Filed | | | 5259-04700USO1 | Transverse Connector with Cam Activated Engagers | Grady G. McBride | 011515/0684 | Recorded 2/12/01 |
| 09/884218 | 10/6/2000 | Filed | | | 5259-04800USO1 | Adjustable Transverse Connector | Grady G. McBride | 011518/0637 | Recorded 2/12/01 |
| 09/880786 | 10/6/2000 | Filed | | | 5259-04900USO1 | Adjustable Transverse Connector with Cam Activated Engagers | Grady G. McBride | 011583/0800 | Recorded 3/15/01 |
| 10/337219 | 1/6/2003 | Filed | | | 5259-07800USO1 | Surgical Implants for Use as Spinal Spacers | David J. Krueger | 014157/0620 | Recorded 8/6/03 |

| Publication No. | Pub. No. | Status | Issue Date | Pat. No. | App. No. | Title | Inventor | Filed Date |
|-----------------|------------|---------|------------|----------|----------------|--|--------------------------------|-------------------------------|
| 10/2000024 | 7/19/2002 | Filed | | | 5259-07900USO1 | Spinal Stabilization System and Method | Margaret E. Mitchell | 013449/0035 Recorded 10/29/02 |
| 10/291245 | 11/8/2002 | Filed | | | 5259-08300USO1 | Spinal Implant | Javier Garcia-Bengchoa | 013796/0202 Recorded 2/24/03 |
| 10/291223 | 11/8/2002 | Filed | | | 5259-08300USO2 | Instruments and Methods for Inserting a Spinal Implant | Javier Garcia-Bengchoa | 013786/0320 Recorded 2/21/03 |
| 10/356391 | 1/31/2003 | Filed | | | 5259-09200USO1 | Spinal Plate Extender System and Method | Jim Freid | 014181/0907 Recorded 6/16/03 |
| 10/351263 | 1/23/2003 | Filed | | | 5259-09900USO1 | Spinal Plate System for Stabilizing a Portion of a Spine | Jim Freid | 014397/0674 Recorded 8/14/03 |
| 10/361286 | 1/24/2003 | Filed | | | 5259-09900USO2 | Spinal Plate System for Stabilizing a Portion of a Spine | Jim Freid | 014302/0118 Recorded 7/15/03 |
| 29/166057 | 2/1/2002 | Filed | | | 5259-10000USO1 | Extension Plate | Jim Freid Reginald J. Davis | 012823/0549 Recorded 4/22/02 |
| 10/035052 | 12/28/2001 | Granted | 5/18/2004 | 6736850 | 5259-12300USO1 | Pseudo Arthroisis Device | Reginald J. Davis | 014184/0207 Recorded 6/12/03 |
| 10/331191 | 12/27/2002 | Filed | | | 5259-12300USP1 | Pseudo Arthroisis Device | Reginald J. Davis | 014184/0207 Recorded 6/12/03 |

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